

Message Text

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PAGE 01 STATE 238431

16 42

ORIGIN OFA-01

INFO OCT-01 ARA-06 EUR-12 EA-07 NEA-10 ISO-00 COME-00 L-03

OES-03 EB-07 FMC-01 INT-05 AGR-05 IO-10 DLOS-04 CG-00

DOT-00 OMB-01 AID-05 TRSE-00 CIEP-01 CIAE-00 DODE-00

PM-04 H-02 INR-07 NSAE-00 NSC-05 PA-01 PRS-01 SP-02

SS-15 USIA-06 /125 R

66610

DRAFTD BY: OES/OFA/FA:LMNAKATSU:SMD

APPROVED BY: OES/OFA/FE:LMNAKATSU

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EUR/EE-DMILLER (DRAFT)

L/OES:TLEITZELL (DRAFT)

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R 071433Z OCT 75

FM SECSTATE WASHDC

TO AMEMBASSY WARSAW PRIORITY

INFO AMEMBASSY COPENHAGEN

EMEMBASSY MEXICO 7411/7412

AMEMBASSY MOSCOW

AMEMBASSY TOKYO

AMEMBASSY SEOUL

AMEMBASSY TAIPEI

AMCONSUL CASABLANCA

AMEMBASSY OTTAWA

AMCONSUL VANCOUVER

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C O R R E C T E D C O P Y (TOKYO OMITTED AS AN ADDRESSEE)

E.O. 11652: N/A

TAGS: EFIS, PL

SUBJECT: IMPLEMENTATION OF US-POLISH PACIFIC COAST

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PAGE 02 STATE 238431

FISHERIES AGREEMENT

REF: A. STATE 232989; B. WARSAW 6353; STATE 226375

1. EMBASSY SHOULD CONVEY US VIEWS TO VICE MINISTER PIETRASZEK ALONG FOLLOWING LINES:

2. RESPONSE OF VICE MINISTER AS REPORTED IN REF B IS MOST SURPRISING AND DISAPPOINTING SINCE HIS INTERPRETATION OF AGREEMENT CONCERNING HAKE CATCH IS COMPLETELY AT ODDS WITH US INTERPRETATION. IN US VIEW POLISH FISHING FLEET IS CLEARLY OPERATING IN VIOLATION OF AGREEMENT DESPITE SPECIFIC LANGUAGE IN ARTICLE 3 PARA(I) CONCERNING CATCH LIMITATIONS APPLICABLE TO HAKE IN NORTHEASTERN PACIFIC.

3. OUR PURPOSE IN CONCLUDING AN AGREEMENT WITH POLAND WAS TO PROTECT HAKE RESOURCE. FOR THIS REASON WE STRESSED POINTS MADE IN REF C, PARA 4, AND DESCRIBED IN AGREEMENT, LIMITATIONS ON HAKE CATCH AS BEING APPLICABLE TO HAKE THROUGHOUT NORTHEASTERN PACIFIC. FAILURE TO LIMIT AND CONTROL CATCHES OF HAKE THROUGHOUT ITS MIGRATORY RANGE

OFF BOTH US AND CANADIAN COASTS POSES RISK OF SERIOUS RESOURCE DEPLETION AND WOULD MAKE AGREEMENT WORTHLESS.

4. FURTHERMORE, VICE MINISTER'S STATEMENT THAT IN

ABSENCE OF A POLISH-CANADIAN AGREEMENT, POLISH SKIPPERS ARE NOT UNDER ANY OBLIGATION TO KEEP CAREFUL STATISTICS OF THEIR CATCH OFF CANADIAN COAST SHOWS THAT GOP IS DISREGARDING NEED TO MONITOR RESOURCE CONDITIONS RATHER THAN DEMONSTRATING A DUE SENSE OF RESPONSIBILITY. AS GOP WILL REALIZE UPON FURTHER CONSIDERATION, STATUS AND CONDITION OF RESOURCES UNDER EXPLOITATION CAN ONLY BE PROPERLY ASSESSED IF ADEQUATE STATISTICS ARE COLLECTED. WITHOUT SUCH DATA, IT BECOMES IMPOSSIBLE TO ESTABLISH A RATIONAL MANAGEMENT PROGRAM AND TO PREVENT OVER-FISHING. IN FACT, FAILURE OF DISTANT WATER NATIONS TO COLLECT ADEQUATE STATISTICS HAS MADE IT EXCEEDINGLY DIFFICULT FOR US TO DEVELOP AND IMPLEMENT RATIONAL MANAGEMENT PROGRAMS IN TIMELY FASHION AND HAS BEEN A MAJOR FACTOR CONTRIBUTING TO DEPLETION OF MANY RESOURCES OFF NORTH AMERICAN COAST. WE EARNESTLY HOPE THEREFORE THAT CONTRARY TO WHAT VICE MINISTER IMPLIED, POLISH VESSELS OPERATING OFF CANADA FOR HAKE ARE CONTINUING TO COLLECT DATA. FYI. IT IS OUR INTENTION TO CONVEY TO CANADIAN GOVERNMENT PIETRASZEK'S REMARKS ON COLLECTION STATISTICS.

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PAGE 03 STATE 238431

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WE ALSO PLAN TO CONSULT WITH CANADIANS ON COORDINATING US AND CANADIAN APPROACHES TO POLISH PROBLEM. END FYI.

5. FOR INFORMATION OF GOP, US/USSR AGREEMENT LIMITS HAKE CATCH QUOTE OFF COASTS OF WASHINGTON, OREGON AND CALIFORNIA UNQUOTE TO 150,000 METRIC TONS. SOVIETS, HOWEVER, ARE FULLY AWARE THAT HAKE RESOURCE OFF US AND CANADIAN COAST CONSTITUTES ONE BIOMASS. THEY ARE ABIDING BY INTENT OF US-SOVIET AGREEMENT AND HAVE ALREADY WITHDRAWN THEIR HAKE FLEET FROM NORTHEASTERN PACIFIC.

6. IT IS OUR CONSIDERED VIEW THAT GOP'S INTERPRETATION OF AGREEMENT AND OF ACTIONS TAKEN PURSUANT TO THAT INTERPRETATION HAS PLACED FUTURE OF AGREEMENT IN JEOPARDY. THE VICE MINISTER SHOULD KNOW THAT VERY STRONG CRITICISM WAS DIRECTED AT POLISH FLEET ACTIVITIES DURING A MEETING ATTENDED BY REPRESENTATIVES OF PACIFIC COAST FISHING INDUSTRY AND USG AGENCIES IN SEATTLE ON SEPTEMBER 29-30. WE BELIEVE IT WOULD BE MOST USEFUL TO HAVE DR. RYSZARD MAY VISIT SEATTLE ON OCTOBER 8 FOR DISCUSSIONS ABOUT POLISH STATISTICAL PROCEDURES. US HAKE SCIENTISTS WILL NOT BE AVAILABLE FOR

MEETINGS WITH DR. MAY AFTER OCTOBER 12 DUE TO OTHER COMMITMENTS.

7. DURING A CALL ON DEPARTMENT OCTOBER 2, POLISH FIRST SECRETARY DUCHOWSKI REPEATED SUBSTANCE REF B. HE WAS INFORMED THAT WE CONSIDERED HAKE FISHING ACTIVITIES OFF CANADIAN COAST TO CONSTITUTE VIOLATION OF AGREEMENT. DUCHOWSKI STATED THAT POLISH FLEET HAS NOT YET MADE QUOTE QUOTA OFF US COAST UNQUOTE AND HAD SET ASIDE 4,000 TONS AS A SAFETY MARGIN TO ALLOW FOR BY-LIMITED OFFICIAL USE

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PAGE 04 STATE 238431

CATCH WHEN POLISH FLEET BEGINS TO FISH OTHER TARGET SPECIES LATER THIS YEAR. HOWEVER, GOP SHOULD UNDERSTAND THAT IF POLISH FLEET IS FOUND LATER IN SEASON OFF US COAST WITH CATCHES OF HAKE ON BOARD, THIS FACT WILL SERVE ONLY TO EXACERBATE SITUATION AND CAUSE INCREASING PRESSURES TO BE PLACED ON USG TO TERMINATE AGREEMENT.

8. RELATED SUBJECT: EMBASSY IS ALSO REQUESTED TO CALL TO ATTENTION OF PIETRASZEK VIOLATION OF AGREEMENT COMMITTED BY POLISH STERN TRAWLER GEMINI (GDY 335) AT 2130 GMT, 17 SEPTEMBER. TRAWLER WAS OBSERVED BY USCG/NATIONAL MARINE FISHERIES SERVICE PATROL FISHING IN POSITION 48 DEGREES 28.5 MINUTES NORTH, 126 DEGREES 07.3 MINUTES WEST IN AREA CLOSED TO POLISH TRAWLING. ARTICLE 3, PARA F OF AGREEMENT STATES THAT POLISH

FISHING VESSELS WILL NOT TRAWL ALL YEAR ROUND IN ONE-
DEGREE BAND BETWEEN 48 DEGREES 30 MINUTES N AND 47
DEGREES 30 MINUTES N. VESSEL WAS IMMEDIATELY NOTIFIED
OF VIOLATION AND INFORMED THAT VIOLATION WOULD BE RE-
PORTED TO THEIR GOVERNMENT. KISSINGER

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